

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROBERT HUGHES,	)	
Plaintiff	)	
	)	
vs.	)	Civil Action No. 05-463
	)	Judge Arthur J. Schwab/
M. EITNER, C/O I; C. BOWLIN, C/O I;	)	Magistrate Judge Amy Reynolds Hay
SGT. BARKEFELT, C/O II; DAVID	)	
GRAINEY, C/O IV; LOUIS FOLINO,	)	
Superintendent; JEFFERY BEARD, Sect.	)	
Of Corr.,	)	
Defendants	)	

REPORT AND RECOMMENDATION

RECOMMENDATION

It is respectfully submitted that plaintiff's motions for injunctive order (docs. 43, 47 & 50) be dismissed.

REPORT

Presently before the Court are plaintiff's motions for injunctive relief wherein he seeks orders from this Court directing the Pennsylvania Department of Corrections to transfer plaintiff to another facility. Plaintiff asserts that defendants, or others on their behalf, have made non-specific "threats" against him and that he believes "it is only a matter of time" before an "accident" befalls him, apparently at the hands of the defendants.

The matters put forth in plaintiff's motions were previously presented to this Court in the form of a motion for transfer, which this Court denied and which the district court upheld. Plaintiff adds nothing new in the current motions for injunctive relief. Therefore, the

district court should dismiss the motion for injunctive relief.

In accordance with the Magistrates Act, 28 U.S.C. § 636(b)(1)(B) & (C), and Local Rule 72.1.4 B, the parties are allowed ten (10) days from the date of service to file written objections to this report. Any party opposing the objections shall have seven (7) days from the date of service of the objections to respond thereto. Failure to timely file objections may constitute a waiver of any appellate rights.

/s/ Amy Reynolds Hay

AMY REYNOLDS HAY  
United States Magistrate Judge

Dated: February 2, 2006

cc: Hon. Arthur J. Schwab  
United States District Judge

Robert Hughes  
AR-4652  
SCI Greene  
175 Progress Drive  
Waynesburg, PA 15370

Scott A. Bradley  
Deputy Attorney General  
Office of the Attorney General  
6<sup>th</sup> Floor, Manor Complex  
564 Forbes Avenue  
Pittsburgh, PA 15219